

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED
NOV 12 2009
[Signature]
CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHRISTOPHER D. KODGER,

Defendant.

CR 09-40007

ORDER

Pending before the Court is the Defendant's Motion to Suppress Statements, Doc. 19. The Court has reviewed the Motion to Suppress Statements, Magistrate Judge Simko's Report and Recommendation of October 20, 2009, Doc. 24, the transcript of the hearing, and the objections of the Defendant Christopher D. Kodger to the Report and Recommendation.

The factual statements made in the Report and Recommendation are adopted and will not be repeated. Accordingly,

IT IS ORDERED:

1. That the Magistrate Judge's Report and Recommendation, Doc. 24, is ADOPTED by the Court, the Defendant's objections are overruled, and Defendant's Motion to Suppress Statements, Doc. 19, is DENIED

Dated this 12th day of November, 2009.

BY THE COURT:

[Signature: Lawrence L. Piersol]

Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY: *[Signature: Summa Wahyudi]*

DEPUTY